

GOODWIN | PROCTER

RECEIVED  
CENTRAL FAX CENTER  
MAY 24 2005

Goodwin Procter LLP  
Counsellors at Law  
103 Eisenhower Parkway  
Roseland, NJ 07068  
T: 973.992.1990

**F A X T R A N S M I T T A L**

If problems with transmittal, call fax department at 973.992.1990.

Date	Total pages	Attorney number	Client/matter number
May 24, 2005	13	07358	104085-154851

To	Company	Fax number	Telephone
Commissioner for Parents	The USPTO	703-872-9306	

From	Fax number	Telephone
Eva Tan (Reg. No. 46,406)	973.992.4643	973.422.7904

**Message:**

Re: Patent Appl. No. : 10/808,239  
 Applicants : Rosario Lizio et al.  
 Filed : March 23, 2004  
 Title : Solid peptide preparations for inhalation and their preparation  
 Art Unit : 1615  
 Examiner : TBA  
 Atty. Docket No. : 104085-393-CON

Submitted herewith are the following items for filing in the above-identified application:

- Supplemental Information Disclosure Statement and copies of cited references (12 pages)

**CERTIFICATE OF TRANSMISSION**

I hereby certify that this correspondence, and attachments, if any, is being facsimile transmitted to the United States Patent and Trademark Office at fax number (703) 872-9306 on the date indicated below.

Katherine Barberi 5/24/05  
 Katherine Barberi Date

LTBNY/4424413.1

The information contained in this communication is intended only for the personal and confidential use of the designated recipients addressed. This message may be an attorney-client communication from an attorney at the law firm of Goodwin Procter LLP and as such is privileged and confidential. If the reader of this message is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this message is strictly prohibited. If you have received this communication in error, please notify us at the telephone number shown above, and return the original message to us by mail. Thank you.

**RECEIVED  
CENTRAL FAX CENTER**

MAY 24 2005

**CERTIFICATE OF TRANSMISSION**

I hereby certify that this correspondence, and attachments, if any, is being facsimile transmitted to the United States Patent and Trademark Office at fax number (703) 872-9306 on the date indicated below.

Katherine Barberi

Katherine Barberi

5/24/05

Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/808,239  
Applicants : Rosario Lizio et al.  
Filed : March 23, 2004  
Title : SOLID PEPTIDE PREPARATIONS FOR INHALATION AND THEIR PREPARATION  
Art Unit : 1615  
Atty. Docket No. : 104085-393-CON

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

Under the provisions of 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicants bring to the attention of the Examiner the documents listed on the attached PTO/SB/08 (substitute for form 1449/PTO). Copies of the listed documents are enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form and returning a copy to applicants.

This Information Disclosure Statement is being filed before the mailing of a first office action on the merits under 37 C.F.R. §1.97(b), and therefore no fee is necessary.

However, the Commissioner is still authorized to charge any required fees to Goodwin Procter LLP Deposit Account 06-0923.

Respectfully submitted for Applicants,



Eva Tan (Reg. No. 46,406)  
Goodwin Procter L.L.P.  
103 Eisenhower Parkway  
Roseland, NJ 07068  
(973) 992-1990 Ext. 7904

PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

**Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.**

Substitute for form 1448A/PTO		Complete if Known	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>		Application Number	10/808,239
		Filing Date	March 23, 2004
		First Named Inventor	Rosario Lizio
		Art Unit	1615
		Examiner Name	
(Use as many sheets as necessary)		Attorney Docket Number	
Sheet	1	of	2
		104085-393-CON	

## **U. S. PATENT DOCUMENTS**

## **FOREIGN PATENT DOCUMENTS**

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No.*	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code <sup>2</sup> Number <sup>4</sup> Kind Code <sup>3</sup> (if known)	MM-DD-YYYY		T <sup>6</sup>

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

**\*EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 608. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.18 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

ФТО/СВД/08 (08-03)

Approved for use through 06/30/2008. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Do not file this form as a collection of information unless it contains a valid OMB control number.

**Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.**

Substitute for form 1449B/PTO				<i>Complete If Known</i>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>				<i>Application Number</i>	10/808,239
				<i>Filing Date</i>	March 23, 2004
				<i>First Named Inventor</i>	Rosario Lizio
				<i>Art Unit</i>	1615
				<i>Examiner Name</i>	
(Use as many sheets as necessary)				<i>Attorney Docket Number</i> 104085-393-CON	
Sheet	2	of	2		

## **NON-PATENT LITERATURE DOCUMENTS**

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

**\*EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

**1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.**

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.**